

Monday

IN THE FOURTH JUDICIAL DISTRICT COURT, IN AND FOR DUCHESNE COUNTY,
STATE OF UTAH

WAYNE D. CRIDDLE, State
Engineer of Utah,

Plaintiff,

-vs-

CLARA BROWN, TRUMAN A.
MITCHELL, WILLIAM HAYES,
GLEN IVIE, KEN IVIE, RALPH
IVIE, RALEIGH IVIE, ALBERT
MEZENEN, THOMAS OLSEN, RALPH
OLSEN, LLOYD R. PACE, WM. R.
PEATROSS, MORIANNA ROBINSON,
FORREST W. FULLER, JAMES L.
TAYLOR, LAURENCE APPA, WILLIAM
VAN TASSELL, DELMAR IVIE, Estate
of S. H. JEPPEPERSON, and Estate of
BURT ROWLEY,

Defendants.

C O M P L A I N T

Civil No. _____

Comes now Wayne D. Criddle, the duly appointed and qualified State Engineer of the State of Utah, and respectfully represents and shows unto this Honorable Court:

1. That pursuant to Section 73-5-1, Utah Code Annotated, 1953, plaintiff has been distributing the waters of the Duchesne and Strawberry Rivers to the parties entitled thereto; and that, in accordance with said statute, the said water users were consulted, a water commissioner was appointed for said rivers, and the salary of said water commissioner and the other expenses of distribution have been determined and fixed.

2. That the persons named below are each the owner of rights to the use of water from the Duchesne or the Strawberry River and each of them have failed, neglected and refused to pay the water assessment levied against them as their proportionate share of the expense of said distribution system; and that the names, addresses and amount of delinquency of each said water user is as follows:

<u>Name and Address</u>	<u>Amount</u>
Clara Brown Duchesne, Utah	11.65
Truman A. Mitchell Duchesne, Utah	1.69
William Hayes Duchesne, Utah	5.20

Glen Ivie Duchesne, Utah		7.74
Ken Ivie Duchesne, Utah	<i>Paid - court account.</i>	6.15
Raleigh Ivie Duchesne, Utah	<i>went for money.</i>	8.67
Ralph Ivie Duchesne, Utah		4.51
S. H. Jepperson, Est. c/o Marguerite Jepperson 412 W. 3rd South Provo, Utah		23.81
Albert Mezenen Duchesne, Utah	<i>Paid court.</i>	17.26
Lloyd R. Pace Hanna, Utah		3.40
Wm. R. Peatross Duchesne, Utah	<i>Paid</i>	22.34
Burt Rowley, Est. c/o Noma Rowley P. O. Box 333 Duchesne, Utah		4.85
Morianna Robinson c/o Carl D. Ivie Duchesne, Utah	<i>not in court.</i>	1.40
Forrest W. Fuller 345 South State Salt Lake City, Utah		17.34
James L. Taylor Duchesne, Utah	<i>Paid - court.</i>	10.19
Ute Indian Tribe c/o Lawrence Appa Duchesne, Utah	<i>* not served.</i>	1.69
William Van Tassel Tabiona, Utah		19.41
Delmar Ivie Duchesne, Utah	<i>Paid</i>	2.31

WHEREFORE, The State Engineer respectfully prays that this Court issue its order directing each of the parties above named to appear and show cause why each of them should not be forbidden the use of any water until the assessments against them have been paid in full, and for such other and further relief as the Court deems just and equitable.

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